

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): Matthew Simpson, et al.

Title: METHOD FOR FORMING CERAMIC LAYER HAVING GARNET CRYSTAL STRUCTURE PHASE AND ARTICLE MADE THERAPY

App. No.: 10/044,744 Filed: 01/11/2002

Examiner: Jennifer C. McNeil Group Art Unit: 1775

Atty. Dkt. No.: 1035-SC4127

July 7, 2003

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450**RESPONSE TO RESTRICTION REQUIREMENT**

Dear Madame:

**REMARKS**

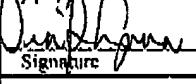
The Office has restricted the claims 1-64 of this application into Groups I (1-33), II (34-54), and III (55-64).

Applicant(s) elect the claims of Group II (34-54) and provisionally withdraw the non-elected claims of Groups I, and III. The restriction is respectfully traversed in order to preserve the issue for subsequent petition since the examination of all of the claims 1-64 does not create an undue burden on the Office and that the subject matter among the groups is not independent and distinct as required by statute. Furthermore, different classifications as recited by the Office are not in and of itself adequate grounds for restriction since the Office has historically allowed many applications containing (method, and apparatus system and computer readable medium) claims in one patent application.

**CERTIFICATE OF TRANSMISSION/MAILING**

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to the Commissioner for Patents on 07/07/2003.

Pia Lorenzana  
Typed or Printed Name

  
Signature